

#2 D. Johnson 11/13/98
Serial No.: 08/448,644
Docket No.: 05634.0163

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In re Application of:

John C. Harvey and James W. Cuddihy:

Group Art Unit: 2733

Serial No.: 08/448,644

Examiner: MARCELO, M.

Filed: May 24, 1995

Atty. Docket: 05634.0163

For: **SIGNAL PROCESSING
APPARATUS AND METHODS**

Received
OCT 14 1998
Group 2700

SUPPLEMENTAL RESPONSE AND REQUEST FOR RECONSIDERATION

Box: After Final

Commissioner for Patents and Trademarks
Washington, D.C. 20231

Sir:

In response to the Office Action mailed February 5, 1998, and supplementary to Applicant's Amendment and Request for Reconsideration dated April 6, 1998, and the Terminal Disclaimer and Supplemental Response and Request for Reconsideration filed July 29, 1998, Applicant submits herewith a corrected Terminal Disclaimer pursuant to 37 C.F.R. 1.321(c) in full and complete satisfaction of the requirements set forth in the third paragraph of the Final Office Action.

The corrected Terminal Disclaimer is submitted herewith in response to a conversation with Examiner Faile who indicated that the previous Terminal Disclaimer filed on July 29, 1998 which was accompanied by the terminal disclaimer fee under 37 C.F.R. § 1.20(d), was insufficient in failing to name the owner of the entire right and interest in the application. A corrected Terminal Disclaimer is submitted herewith for the sole purpose of advancing prosecution and without prejudice, admission or other disclaimer, Applicants specifically reserving the right to maintain that some or all of the claims that ultimately issue are patentably distinct.

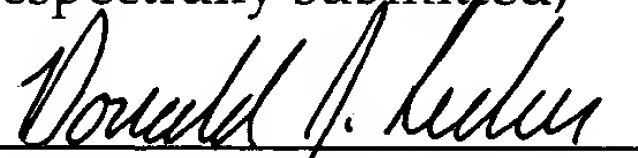
Accordingly, with the submission of the accompanying corrected Terminal Disclaimer in addition to the fee paid on July 29, 1998, the instant application is now

believed to be in condition for allowance. Early notifications of allowability and allowance are respectfully requested.

If the Examiner has any remaining informalities to be addressed, it is believed the prosecution can be expedited by the Examiner contacting the undersigned attorney by telephone to resolve any such informalities.

Date: October 13, 1998
HOWREY & SIMON
1299 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

Respectfully submitted,



Thomas J. Scott, Jr.
Reg. No. 27,836
Donald J. Lecher
Reg. No. 41,933
Attorneys for Applicants
Tel: (202) 383-6790